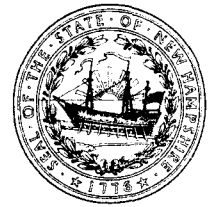




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

Helane Shields
PO Box 1133
Alton, NH 03809


Re: Alton Village Store , Alton, NH
UST ID # 0-113117

**WITHDRAWAL OF
NOTICE OF PROPOSED
ADMINISTRATIVE FINE
No. AF 04-079**

May 17, 2005

This Withdrawal of Proposed Administrative Fine is issued by the Department of Environmental Services, Waste Management Division ("the Division") to Helane Shields. The original Proposed Administrative Fine No. AF 04-079 ("the Notice") was dated September 10, 2004 and sought administrative fines for violations relating to the underground storage facility located at the Alton Village Store, on Route 11 in Alton, NH. Subsequently, during discussions with Ms. Helane Shields, Alton Village Store, the Division learned that Whitten Construction, a contractor hired by Ms. Shields, reported the facility was inspected within the specified time frame and determined that the overfill device was properly installed and operating correctly. The Division thus withdraws the Proposed Action.

This withdrawal shall not be deemed a decision on the merits of the Proposed Action and shall not limit or restrict the remedy or relief that may be sought if additional violations are discovered. Questions regarding this Withdrawal should be directed to Thomas Beaulieu at 603-271-2986 or by e-mail at tbeaulieu@des.state.nh.us.


COPY
Anthony P. Giunta, P.G., Director
DES Waste Management Division

cc: Gretchen Hamel, DES Legal Unit
Michael J. Walls, DES Assistant Commissioner
Jennifer J. Patterson, Sr. Asst. Attorney General, NHDOJ/EPB
Public Information Officer, DES PIP Office
Lynn A. Woodard, P.E., WMD UST Supervisor
Thomas R. Beaulieu, WMD UST Chief